

THE HONORABLE THOMAS S. ZILLY



09-CV-00540-APP

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

LOCALS 302 AND 612 OF THE  
INTERNATIONAL UNION OF  
OPERATING ENGINEERS  
CONSTRUCTION INDUSTRY HEALTH  
AND SECURITY FUND; et al.,

Plaintiffs,

v.

FRED HILL MATERIALS, INC., a  
Washington corporation,

Defendant.

NO. C09-0540-TSZ

~~[PROPOSED]~~  
ORDER GRANTING PLAINTIFFS'  
MOTION FOR SUMMARY JUDGMENT

THIS MATTER coming to be heard upon Plaintiffs' Motion for Summary Judgment, Plaintiff appearing through its attorney, Russell J. Reid of Reid, Pedersen, McCarthy & Ballew, L.L.P., and Defendant appearing through its attorney, Matthew Lind of Sherrard McGonagle Bohannon & Miller, and the Court being fully advised, now, therefore:

IT IS HEREBY ORDERED AND DECREED:

- unopposed*
1. Plaintiffs' Motion for Summary Judgment is GRANTED;
  2. Judgment is awarded in favor of Plaintiffs' Trust Fund against Defendant, Fred Hill Materials, Inc., in the amounts hereinafter listed, which amounts are due to the Plaintiffs

~~[PROPOSED]~~ ORDER - C09-0540-TSZ

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Reid, Pedersen, McCarthy & Ballew, L.L.P.  
ATTORNEYS AT LAW

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for the employment period of February 2009 through April 2009:

- A. \$45,089.50 for contributions;
- B. \$2,148.60 for dues;
- C. \$5,410.74 for liquidated damages;
- D. \$640.52 for interest;
- E. \$417.00 for attorneys' fees; and
- F. \$460.90 for costs.

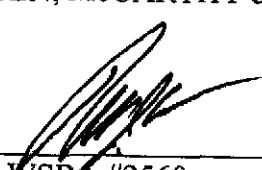
3. This Judgment shall accrue interest on the total unpaid balance at the rate of 0.53% per annum.

ORDER ENTERED THIS 9<sup>th</sup> day of July, 2009.

  
THE HONORABLE THOMAS S. ZILLY

PRESENTED FOR ENTRY:

REID, PEDERSEN, MCCARTHY & BALLEW,  
L.L.P.

  
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Russell J. Reid, WSBA #2560  
Attorneys for Plaintiffs